IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 6287 OF 2007

Yogesh Babulal Telge.... Petitioner

versus

Dy. Registrar and others..... Respondent.

Shri R.G.Megh for the petitioner
Ms. V.S.Mhaispurkar AGP for respondent no.1.

CORAM; A.P. DESHPANDE, J.
DATED; 03RD SEPTEMBER, 2007

P.C.;

1. A certificate under section 101 of the Maharashtta Co-op. Societies Act was issued by the Sub Registrar in favour of the society and against one Mr. Homi Aaryon. The certificate issued under section 101 on 2-12-2005 is challenged by filing the present writ petition.

2. The case of the petitioner is that Homi Aryton was the power of attorney holder of the Naryan investment Trust Pvt.Ltd. and the grandfather of the petitioner claim to have purchased suit property i.e. shop no.1 from Homi allegedly by registered document. The case of the petiitoner is that he is in possession of the said suit pemises since prior to the formation of the

society but is unable to state the source of his title. If this be the position, the peitioner need to approach the appropriate forum for redressal of his greivance. The issue raised by the petitioner cannot be for the first time adjudicated in the writ petition. Hence writ petition is summarily rejected.

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